

CALIFORNIA LEGISLATURE

2019–20 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-SIXTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Friday, February 15, 2019

The Senate met at 9:02 a.m.

Hon. Hannah-Beth Jackson, of the 19th District, presiding.

Secretary Erika Contreras at the Desk.

Assistant Secretary Zachary L. Twilla reading.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE ROLL CALL

The roll was called and the following Senators answered to their names:

Allen, Atkins, Bates, Beall, Borgeas, Bradford, Chang, Dodd, Galgiani, Glazer, Grove, Hertzberg, Hill, Hueso, Hurtado, Jackson, Jones, Leyva, McGuire, Mitchell, Monning, Moorlach, Nielsen, Pan, Roth, Rubio, Skinner, Stern, Stone, Umberg, Wieckowski, Wiener, and Wilk—33.

Quorum present.

(NOTE: Senators Archuleta and Portantino will be excused this day on legislative business. Senator Caballero will be excused this day due to illness. Senator Durazo will be excused this day on personal business. Senator Morrell will be excused this day due to illness in the family.)



PRAYER

Prayer was offered by the Chaplain, Sister Michelle Gorman, RSM:

God of affection, devotion, and tenderness, we thank You for the myriad ways that we have been touched by Your love:

Love that draws us to friendship and fidelity;
Love that leads us to kindness and compassion;
Love that lures us to the sacred and serene;
Love that calls us to new vision and evolution;
Love that sees the value of each human being.

Source of all love, we thank You for abiding in our hearts, You—the One Great Heart of our Universe, holding us all in the mystery of Your presence.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Monning led the Senate in the Pledge of Allegiance to the Flag.

**PRIVILEGES OF THE FLOOR
SPECIAL INTRODUCTIONS**

Senator Wilk introduced Ambassador Armen Baibourtain, Ph.D., Consul General of Armenia in Los Angeles, in honor of his visit to the California State Senate.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

Senate Chamber, February 15, 2019

Madam President: The Committee on Rules has examined:

SB 35

SB 126

And reports the same correctly engrossed.

ATKINS, Chair

Senate Chamber, February 15, 2019

Madam President: The Committee on Rules has examined:

SR 16

And reports the same correctly engrossed.

ATKINS, Chair

MOTIONS, RESOLUTIONS AND NOTICES**UNANIMOUS CONSENT TO APPROVE SENATE JOURNALS**

Without objection, the following Senate Journals were approved as corrected by the Minute Clerk:

February 11, 2019

February 12, 2019

February 13, 2019

February 14, 2019

February 15, 2019



MOTION TO REFER MEASURES TO INACTIVE FILE

Senator Umberg moved that **SCR 7** be ordered to the inactive file.

Motion carried.

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were introduced, read the first time, and transmitted to the Committee on Rules for assignment:

Senate Bill 304: By Senator Hill—An act to amend Section 784.7 of the Penal Code, relating to criminal procedure.

Senate Bill 305: By Senator Hueso (Coauthors: Senators Hill and Stone)—An act to add Chapter 4.9 (commencing with Section 1649) to Division 2 of the Health and Safety Code, relating to healthcare facilities.

Senate Bill 306: By Senator Morrell—An act to amend Section 2934a of the Civil Code, relating to mortgages.

Senate Bill 307: By Senator Roth (Principal coauthor: Senator Portantino) (Principal coauthor: Assembly Member Friedman) (Coauthor: Senator Allen)—An act to add Section 1815 to the Water Code, relating to water.

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS**

Senate Resolution 16—Relative to teen dating violence awareness and prevention.

Resolution read second time and ordered to third reading.

PRIVILEGES OF THE FLOOR**SPECIAL INTRODUCTIONS**

Senator Pan introduced Lily Martinez, in honor of her visit to the California State Senate.

LEAVES OF ABSENCE

The following Senators were granted leaves of absence for the day on legislative business: Senators Archuleta and Portantino.

The following Senator was granted leave of absence for the day due to illness: Senator Caballero.

The following Senator was granted leave of absence for the day on personal business: Senator Durazo.

The following Senator was granted leave of absence for the day due to illness in the family: Senator Morrell.



**FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE
SENATE DISPENSED WITH**

At 9:24 a.m., on motion of Senator Atkins, further proceedings under the quorum call of the Senate were dispensed with.

MOTION TO ADJOURN

Senator Atkins moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn until Tuesday, February 19, 2019.

Motion carried.

MOTIONS, RESOLUTIONS AND NOTICES**MEASURES WITHDRAWN AND RE-REFERRED TO COMMITTEE**

Without objection, **SB 126** was withdrawn from the Committee on Budget and Fiscal Review and re-referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

State Capitol, February 15, 2019

The Committee on Rules has re-referred the following measure to committee:

Education—SB 126.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, February 15, 2019

Madam President: I am directed to inform your honorable body that the Assembly on this day adopted:

SCR 4

SCR 5

Above resolutions ordered enrolled.

Assembly Chamber, February 15, 2019

Madam President: I am directed to inform your honorable body that the Assembly on this day adopted:

ACR 23

E. DOTSON WILSON, Chief Clerk of the Assembly

FIRST READING OF ASSEMBLY MEASURES

The following measure was read and referred to the Committee on Rules:

Assembly Concurrent Resolution 23—Relative to Abraham Lincoln's birthday.

MOTIONS, RESOLUTIONS AND NOTICES**MEASURES PLACED ON SPECIAL CONSENT CALENDAR**

Without objection, the following measures were set as a special consent calendar to be taken up on Tuesday, February 19, 2019:

ACR 13

ACR 15

ACR 16



COMMUNICATIONS AND PETITIONS

The following letter was ordered printed in the Journal:

February 15, 2019

Ms. Erika Contreras
Secretary of the Senate

Dear Secretary Contreras: I have decided to accept per diem on days when the Legislature is in session and I will need to stay the night in Sacramento.

Effective Feb. 19, 2019, I will be accepting per diem on Mondays, Tuesdays, and Wednesdays, and occasionally on other days as my legislative duties require.

I will keep you informed of any changes in this schedule.

Sincerely,
STEVEN M. GLAZER
Senator, 7th District

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were introduced, read the first time, and transmitted to the Committee on Rules for assignment:

Senate Bill 308: By Senator Jones—An act to amend Section 45 of the Probate Code, relating to estates and trusts.

Senate Bill 309: By Senator Rubio—An act to amend Section 18730 of, and to repeal Section 18733 of, the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

Senate Bill 310: By Senator Skinner—An act to amend Section 197 of the Code of Civil Procedure, relating to juries.

Senate Bill 311: By Senator Monning—An act to amend Sections 1189 and 1195 of the Civil Code, and to amend Section 8202 of the Government Code, relating to notaries public.

Senate Bill 312: By Senator Leyva—An act to add Section 82 to the Military and Veterans Code, and to add Section 19021 to the Welfare and Institutions Code, relating to veterans.

Senate Bill 313: By Senator Hueso—An act to add Chapter 4.5 (commencing with Section 2430) to Division 3 of the Fish and Game Code, relating to wild and exotic animals.

Senate Bill 314: By Senator Dodd—An act to amend Section 15657 of the Welfare and Institutions Code, relating to elders and dependent adults.

Senate Bill 315: By Senator Hertzberg—An act to amend Section 12097.5 of the Government Code, relating to economic development.



Senate Bill 316: By Senator Rubio—An act to add Article 2.7 (commencing with Section 217) to Chapter 2 of Part 1 of Division 1 of Title 1 of the Education Code, relating to pupil safety.

Senate Bill 317: By Senator Caballero (Coauthor: Assembly Member Robert Rivas)—An act to add Section 25210.2 to the Health and Safety Code, relating to hazardous waste.

Senate Bill 318: By Senator Hertzberg—An act to amend Section 1044 of the Civil Code, relating to property.

Senate Bill 319: By Senator Moorlach—An act to add Section 148.5 to the Streets and Highways Code, and to amend Sections 22348 and 22349 of the Vehicle Code, relating to state highways, and making an appropriation therefor.

Senate Bill 320: By Senator Jackson—An act relating to civil law.

Senate Bill 321: By Senator Mitchell—An act to amend Section 8350 of the Education Code, and to amend Sections 11323.2, 11323.3, and 11323.4 of the Welfare and Institutions Code, relating to public social services.

Senate Bill 322: By Senator Bradford—An act to amend Section 1278.5 of the Health and Safety Code, relating to health facilities.

Senate Bill 323: By Senator Wieckowski—An act to amend Sections 5100, 5105, 5110, 5125, 5145, and 5200 of, and to add Section 5910.1 to, the Civil Code, relating to common interest developments.

Senate Bill 324: By Senator Rubio—An act to amend Section 54951 of the Government Code, relating to local government.

Senate Bill 325: By Senator Hill—An act to amend Section 7150.50 of the Health and Safety Code, relating to anatomical gifts.

Senate Bill 326: By Senator Hill—An act to amend Section 1622 of the Civil Code, relating to civil law.

Senate Bill 327: By Senator Borgeas—An act to amend Section 9101 of the Food and Agricultural Code, relating to food and agriculture.

Senate Bill 328: By Senator Portantino (Principal coauthors: Assembly Members Calderon and Gloria) (Coauthors: Senators Pan and Wiener) (Coauthor: Assembly Member Boerner Horvath)—An act to add Section 46148 to the Education Code, relating to pupil attendance.



Senate Bill 329: By Senator Mitchell (Principal coauthor: Senator Wiener) (Principal coauthor: Assembly Member Bloom) (Coauthors: Assembly Members Bonta, Chiu, and Grayson)—An act to amend Sections 12927 and 12955 of the Government Code, relating to discrimination.

The following measures were offered and referred to the Committee on Rules:

Senate Concurrent Resolution 15: By Senator Chang (Coauthor: Senator Mitchell)—Relative to Women and Girls in STEM Week.

Senate Resolution 17: By Senator Rubio—Relative to 31st Annual State Scientist Day .

REQUESTS TO ADJOURN IN MEMORIAM

Senator Atkins requested that when the Senate adjourns this day it do so in memory of Walter Munk of La Jolla.

Senator Bradford requested that when the Senate adjourns this day it do so in memory of Dr. Michelle King.

Senator Dodd requested that when the Senate adjourns this day it do so in memory of Joseph Burke Gerlach and Harry Price of Napa.

Senator Jones requested that when the Senate adjourns this day it do so in memory of Francis Dean Araujo of El Cajon.

Senator Stone requested that when the Senate adjourns this day it do so in memory of Eric Donahoo of Temecula.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Atkins, the Senate adjourned pursuant to the Senators' requests until 2 p.m., Tuesday, February 19, 2019.

NEVA MARIE PARKER, Minute Clerk

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